

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: May 18, 2005

Division: Administration

Bulk Item: Yes X No

Department: Administration

Staff Contact: Tom Willi

AGENDA ITEM WORDING:

Approval of a resolution of the Board of County Commissioners of Monroe County, Florida committing to assist the Key Largo Wastewater Treatment District (KLWWTD) in the financing of a regional wastewater system.

ITEM BACKGROUND:

The County has not moved forward with the bonding of \$40 million dollars worth of wastewater project funding. The KLWWTD is committed to moving forward with their respective projects and needs this commitment to maintain their contract schedule and align other funding sources.

PREVIOUS RELEVANT BOCC ACTION:

In February 2005 the BOCC asked staff to delay the issuance of wastewater bond funding pending review of alternate financing plans while continuing to draft the interlocal agreement (ILA) between the parties.

CONTRACT/AGREEMENT CHANGES:

STAFF RECOMMENDATIONS:

Recommends Approval

TOTAL COST: NA

BUDGETED: Yes No

COST TO COUNTY: NA

SOURCE OF FUNDS:

REVENUE PRODUCING: Yes No X AMOUNT PER MONTH Year

APPROVED BY: County Atty AA OMB/Purchasing Risk Management

DIVISION DIRECTOR APPROVAL:

Thomas J. Willi

(TYPE NAME HERE)

DOCUMENTATION: Included

Not Required

DISPOSITION:

AGENDA ITEM #

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA COMMITTING TO ASSIST THE KEY LARGO WASTEWATER TREATMENT DISTRICT IN THE FINANCING OF A REGIONAL WASTEWATER SYSTEM.

WHEREAS, the Monroe County Comprehensive Plan requires Monroe County to meet State mandated wastewater treatment standards by 2010; and

WHEREAS, the Monroe County Sanitary Wastewater Master Plan identifies Key Largo as among the highest priority areas for central wastewater service in the entire County; and

WHEREAS, centralized wastewater service is available to only a limited number of businesses and residences located in Key Largo; and

WHEREAS, the prevailing method of wastewater treatment in the Key Largo area is the utilization of cess pits and septic systems; and

WHEREAS, the Florida Legislature created the Key Largo Wastewater Treatment District, as an independent district pursuant to Chapter 2002-37, Laws of Florida (the "District"), which is responsible for providing wastewater service in Key Largo and its environs; and

WHEREAS, the County previously has entered interlocal agreements, passed joint resolutions, established a Municipal Services Taxing Unit and taken other steps to assist the District in meeting its responsibilities and desires to assist the District further in making a central wastewater treatment system available to the residences and businesses of Key Largo; and

WHEREAS, the District is pursuing State Revolving Loan Fund financing from the Department of Environmental Protection ("DEP") to finance a portion of its capital costs for the construction of wastewater facilities to serve the northern portion of Key Largo; and

WHEREAS, the District is in the process of securing bids for the design, permitting, and construction of wastewater collection, treatment and disposal facilities necessary to serve such area (the "North Components"); and

WHEREAS, the parts of the collection, treatment and disposal facilities which constitute the North Components also shall be used to provide wastewater service to the remaining areas of Key Largo; and

WHEREAS, for the reasons stated above, Monroe County's commitment of financial assistance is necessary to facilitate the District's construction of the North Components and such commitment of financial assistance serves a public purpose with only an incidental benefit to private persons; now, therefore

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA:

Section 1. The Board hereby adopts the findings of fact and conclusions set forth above.

Section 2. The County hereby agrees to assist the District in the financing of the capital cost necessary to construct the North Components of the District's regional wastewater system by way of grants or loans, in any combination as may hereafter be authorized by the Board, up to the amount of TWENTY MILLION DOLLARS (\$20,000,000.00).

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a meeting of said Board held on the 18th day of May, 2005.

Mayor Spehar
Mayor Pro Tem McCoy
Commissioner Neugent
Commissioner Rice
Commissioner Nelson

(SEAL)

Attest: DANNY KOLHAGE, Clerk

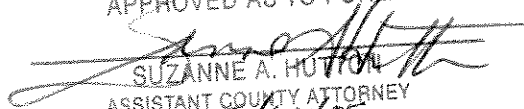
**BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA**

By: _____
Deputy Clerk

By: _____
Mayor/Chairperson

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MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:


SUZANNE A. HUTTON
ASSISTANT COUNTY ATTORNEY
Date 5/04/05